

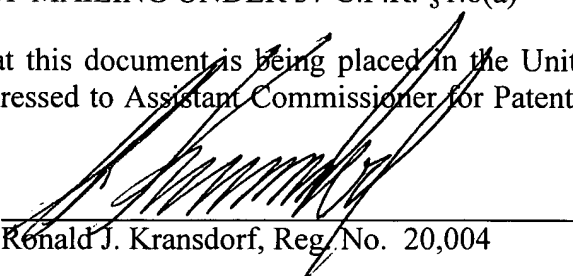
ATTORNEY'S DOCKET NO. S0622/7048

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Birx
Serial No: 09/283135
Filed: March 31, 1999
For: PLASMA GUN AND METHOD FOR THE USE THEREOF
Examiner: Michael Shingleton
Art Unit: 2800 - 2817

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Assistant Commissioner for Patents, Washington, D.C. 20231, on August 31, 2000.



Ronald J. Kransdorf, Reg. No. 20,004

COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Sir:

Transmitted herewith are the following documents:

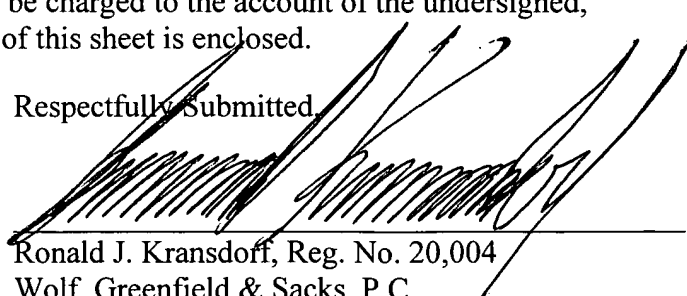
☒ [X] Response to Restriction Requirement

☒ [X] Return postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617)720-3500, Boston, Massachusetts.

If a fee is required with this response it may be charged to the account of the undersigned, Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Respectfully Submitted,



Ronald J. Kransdorf, Reg. No. 20,004
Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
Boston, MA 02210-2211
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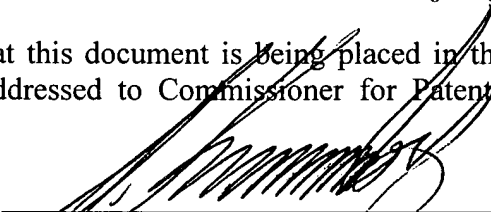
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Examiner: Michael Shingleton
Art Unit: 2800

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RESPONSE TO RESTRICTION REQUIREMENT

Sir:

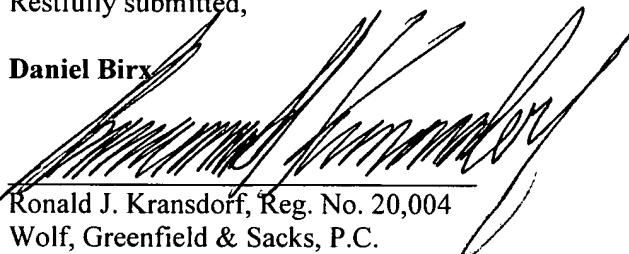
This document is being submitted in response to the Office Action mailed August 15, 2000 on the above-identified patent application. In this Office Action, the Examiner has made a restriction requirement between Group I claims, claims 1-23 and 25-32 and Group II claim, claim 24. As required by Patent Office procedures, the Applicant elects the claims of Group I, claims 1-23 and 25-32; however, for at least the reasons indicated in the following paragraph, this election is made with traversal.

The primary basis of the traversal is that the subject matter of claim 24, which is to a simulated RF source used with a preferred embodiment of the invention, is contained in its entirety in claim 3, a claim dependent on claim 1 and therefore part of the group 1 claims. Therefore, in order to fully search all of the claims of group 1, and a particular claim 3 of this group, the Examiner will inherently be required to search the subject matter of claim 24. Therefore, this claim remaining in the application will not impose a serious burden on the

Examiner if restriction is not required (see MPEP §803) and it is therefore respectfully requested that the restriction requirement be withdrawn.

Respectfully submitted,

Daniel Birx



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Docket No.: S0622/7048 (RJK)
Date: August 31, 2000
X9/15/00